

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 711 OF 2007

Office notes, office	:	
Memoranda of Coram,	:	
appearances, Court's	:	Court's or Judge's Orders
orders or directions	:	
& Registrar's orders.	:	.

Mr. M. J. Pabri for petitioner

Ms. Nisha Valand for R-1

Ms. P.H. Kantharia, APP

**CORAM: SMT. RANJANA DESAI &
D. B. BHOSALE, JJ.**

DATED:-30/4/2007

P.C.:-

. We have heard the learned counsel for the petitioner and learned counsel for respondent 1.

2. We direct 1st respondent to file affidavit-in-reply. We post this matter for further hearing on 5/6/07.

3. In the meantime as an interim arrangement the petitioner has offered to pay a sum of Rs.2,000/- per month over and above the maintenance which he is bound to pay to the 1st respondent under the order of the

: 2 :

learned Judicial Magistrate, 5th Court at Thane. A cheque in the sum of Rs.2000/- has been brought by the learned counsel for the petitioner today which is handed over to the learned counsel for the 1st respondent in court. We make it clear that this payment is without prejudice to the rights and contentions of both sides.

4. While passing the order, we have not considered the merits of the case. Further appropriate orders will be passed on the adjourned date i.e. on 5/6/07.

5. We also record the statement of the petitioner's counsel made on instructions from the petitioner who is present in the court that all the arrears of the maintenance will be cleared within a period of one week from today. We make it clear that the amount of Rs.2000/- is directed to be handed over to the 1st respondent in terms of Section 19(1)(f) of The Protection of Women from Domestic Violence Act, 2005.

6. Till 5/6/07 there will be ad-interim relief in terms of prayer clause III.

7. The learned counsel for the 1st respondent says that 1st respondent will shift to her father's house within a period of one week. This statement is accepted.

JUDGE

JUDGE